

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK		
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JOHN R. WALCOTT, et al., Plaintiffs, -against- WTC CAPTIVE INSURANCE COMPANY, INC., et al., Defendants.	: : : : : : : : : :	<u>ORDER</u> 07 Civ. 7072 (AKH)
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ALVIN K. HELLERSTEIN, U.S.D.J.:

Currently, the parties are stayed from prosecuting this case. See Order, January 2, 2008. However, regarding the dispute over a set of documents, extrinsic of the case's merits, the Court has formulated a protocol upon which to proceed.

For reasons described in this Court's order dated November 7, the Court has possession of a set of documents in a sealed envelope that were submitted by plaintiff's counsel Paul Napoli. Those involved in the case, including Mr. Napoli, do not know the contents of these papers. Plaintiffs' counsel and WTC Captive's counsel, in a letter dated November 14, 2008, jointly proposed a procedure to resolve this issue. The Court does not order counsel's proposed procedure.

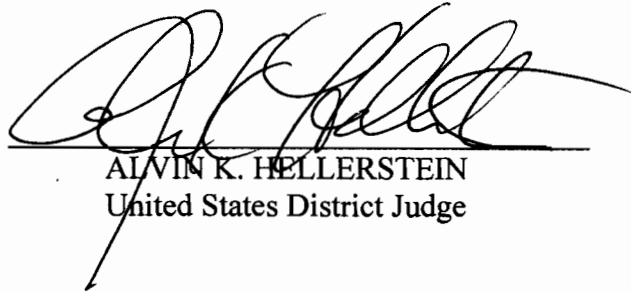
Rather, the Court orders the following: Counsel for any party involved in this case and with a possible interest in these documents is to come to Courtroom 14D, 500 Pearl Street, New York, New York on November 24, 2008 at 3 pm. Counsel will be permitted one hour to look at the documents, in the presence of the law clerk, and formulate an agreement as to how they wish to proceed in this matter. If no agreement is

reached within the allotted time, the Court shall determine how to proceed and issue a ruling soon thereafter.

During this session, the documents at issue may not be photographed, copied or transcribed.

SO ORDERED.

Dated: November 17, 2008
New York, New York



ALVIN K. HELLERSTEIN
United States District Judge